

CERTIFICATE OF SERVICE

I, MICHAEL B. MILLER, hereby certify that on January 31, 2008, I caused a true and correct copy of the attached NOTICE OF MOTION TO DISMISS, MEMORANDUM OF LAW IN SUPPORT OF APPLE INC. AND STEVE JOBS' MOTION TO DISMISS, AND [PROPOSED] ORDER DISMISSING THE COMPLAINT WITH PREJUDICE to be served on all parties via Electronic mail and UPS Overnight Mail, pursuant to Judge Wexler's Individual Practices.

Dated: New York, New York
January 31, 2008

A handwritten signature in black ink, appearing to read 'M.B. Miller', is written over a horizontal line.

Michael B. Miller